THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10405 of 2007

Dated:06.07.2007

Between:

V.Kristappa.

…PETITIONER

and

The Government of Andhra Pradesh, rep.by the District Collector, Anantapur District and others.

…RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10405 of 2007

ORDER:

This writ petition is filed seeking a writ of Mandamus declaring the action of the respondents in trying to demolish the petitioner's house bearing No.3-231 E2 in survey No.332-1 situated at Puttaparthi Village and Mandal, Anantapur District, as illegal and arbitrary. The petitioner also seeks a consequential direction to restrain the respondents from demolishing his house.

The petitioner allegedly purchased land admeasuring 149.35 sq. yards in survey No.332-1 of said Village from one Sri K.Deenadayakar Rao under a registered sale deed dated 10.12.2001, wherein he constructed a small residential house, which was given door No.3-231 E2 by the Puttaparthi Gram Panchayat. It is alleged that on 06.02.2007, third respondent came with staff and threatened to demolish the house. Therefore, instant writ petition is filed.

After getting instructions, the leaned Assistant Government Pleader for Revenue submits that the land admeasuring Ac.1.72 in survey No.
332-1 is classified in the revenue records as Vanka Poramboke, that the petitioner occupied the same and constructed house and that necessary steps are being taken to remove the encroachment after following due process of law. In view of the same, this Court is of the considered opinion that the writ petition is filed on mere apprehension

and the same is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

06th July, 2007
ghn